

IRISH LAND COMMISSION.

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND) ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,"

DURING THE MONTH OF

OCTOBER, 1898.

Presented to both Houses of Parliament by Command of Her Majesty.



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3 IRISH LAND COMMISSION.

MONTH OF OCTOBER, 1898.

Summary of Proceedings under "The Land Law Acts," up to the 31st day of October, 1898; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts."

COURT OF THE IRISH LAND COMMISSION.

L—FAIR RENT.

(a.) In Court.

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th September, 1898, Applications received in month of October, 1898,	192,780 850	Rents fixed— By Chief Commission to 30th September, 1898, " in month of October, 1898,	4,442 3	
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court transferred from Civil Bill Courts, to 30th Sept., 1898, Do. in month of Oct., 1898,	10,285 19	193,640 10,305	By Sub-Commission to 30th September, 1898, " in month of October, 1898,	164,685 356
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 30th Sept., 1898, Applications received in month of October, 1898,	29,833 44	29,877		165,041
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents, to 30th Sept., 1898, " received in Oct., 1898,	1,171 1	1,178	Dismissed— To 30th September, 1898, In month of October, 1898,	8,780 65
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 30th September, 1898, Do. in month of Oct., 1898,	1,444 2	1,446	Struck out— To 30th September, 1898, In month of October, 1898,	36,189 61
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," to 30th September, 1898, Do. in month of Oct., 1898,	363 20	388	Withdrawn— To 30th September, 1898, In month of October, 1898,	36,270
Applications by Joint Tenants or Tenants in Common to fix Fair Rents of portions of Holdings separately worked and occupied by them, under "Land Law (Ireland) Act, 1896," transferred from Civil Bill Courts to 30th September, 1898, Do. in month of Oct., 1898,	35 —	35	Total disposed of,	14,921
Total,	—	255,653	Total disposed of,	229,590

* These cases are also included in Redemption of Rent, Table (x.), page 5.

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th Sept., 1898,	36,383	3,762	Refused—	218	19	237					
			By Chief Commission to 30th September, 1898,								
Applications received in month of October, 1898,	39,153	3,712	" in month of Oct., 1898,	13,426	742	14,168					
			By Sub-Commission to 30th September, 1898,								
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 30th September, 1898,	39	2,751	" in month of Oct., 1898,	3,327	186	3,513					
			To 30th September, 1898,								
Do. in month of October, 1898,	—	—	In month of October, 1898,	525	34	559					
			Struck out—								
Total,	—	41,906	Dismissed—	336	38	374					
			To 30th September, 1898,								
Total disposed of,											
—											
18,861											

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 30th September, 1898,						123,745
Do.,	do.	in month of October, 1898,				377
Total,	—	—	—	—	—	124,122

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term to 30th September, 1898,						10,025
Do.,	do.	in month of October, 1898,				661
Total,	—	—	—	—	—	10,684

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 30th September, 1898,	1,704		Number disposed of to 30th Sept., 1898,			2,563
Applications received in month of October, 1898,	6	1,710	" in month of October, 1898,			11
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 30th Sept., 1898,	40					
Do. in month of October, 1898,	—	40				
Applications by Leaseholders to be declared Tenants in present Tenancies (Form 33) received to 30th September, 1898,	1,061					
Applications in month of October, 1898,	—	1,061				
Total,	—	2,811	Total disposed of,			2,574

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTOR TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887"),—SEC. 2.—FORM 30.

Number of Applications received to 23rd February, 1898,	55	Leases or Grants declared void to 30th Sept., 1898,	22	
		" in month of October, 1898,	—	22
		Applications dismissed or struck out to 30th Sept., 1898,	30	
		" in month of October, 1898,	—	30
		Applications withdrawn or com- promised to 30th September, 1898,	3	
		" in month of October, 1898,	—	3
Total,	55	Total disposed of,	—	55

* The date limited in the Act for lodging an Application of this kind expired on the 2nd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 30th Sept., 1898, " in month of October, 1898,	17	Applications granted to 30th September, 1898, " in month of October, 1898,	5	
" Transferred from Civil Bill Courts to 30th September, 1898,	2	" in month of October, 1898,	—	5
" in month of October, 1898,	—	Applications dismissed or struck out to 30th Sept., 1898,	10	
	19	" in month of October, 1898,	—	10
		Applications withdrawn to 30th September, 1898, " in month of October, 1898,	3	
		" in month of October, 1898,	—	3
Total,	—	Total disposed of,	—	18

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883—1891.

Applications received to 30th Sept., 1898,	4,350	Rents Fixed to 30th Sept., 1898, " in October, 1898,	3,844	
" in October, 1898,	—	" in October, 1898,	—	3,844
		Applications dismissed, struck out, and withdrawn to 30th Sept., 1898, " in October, 1898,	359	
		" in October, 1898,	—	359
Total,	4,350	Total disposed of,	—	4,245

VI.—APPEALS TO FAIR RENTS, &c.

FIRST STATUTORY TERM.

Number of Appeals lodged to 30th September, 1898,	48,556	Number heard to 30th Sept., 1898,	24,394	
" in month of October, 1898,	114	" in month of October, 1898,	—	24,394
		Number dismissed or struck out to 30th Sept., 1898,	801	
		" in month of October, 1898,	—	801
		Number withdrawn to 30th September, 1898,	21,365	
		" in month of October, 1898,	—	21,365
		Total Number disposed of,	—	46,490
		Remaining to be disposed of,	—	1,980
Total,	48,670	Total,	—	48,670

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 30th Sept., 1898,	8,532	Number heard to 30th Sept., 1898,	3,116	
" in month of October, 1898,	283	" in month of October, 1898,	—	3,116
		Number dismissed or struck out to 30th Sept., 1898,	—	
		" in month of October, 1898,	—	
		Number withdrawn to 30th September, 1898,	951	
		" in month of October, 1898,	—	951
		Total Number disposed of,	—	3,067
		Remaining to be disposed of,	—	5,748
Total,	8,815	Total,	—	8,815

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1885 AND 1888.

—		Number.	Amount.
Loans applied for to 30th September, 1898,	—	29,636	£11,452,028
" in month of October, 1898,	—	—	—
Deduct Applications refused,	—	20,636	£11,452,028
		3,800	£458,077
		26,827	9,992,951
Loans sanctioned to 30th September, 1898,	—	25,827	9,992,951
Loans sanctioned in month of October, 1898,	—	—	—
		25,827	9,992,951
Loans issued to 30th September, 1898,	—	25,546	9,992,477
Loans issued in month of October, 1898,	—	—	—
		25,546	9,992,477

VIII.—PURCHASE OF LAND (IRELAND) ACTS, 1891, 1896.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 30th September, 1896, " in October, 1896,	19,854 343	8,158,684 119,531	20,199	6,378,136
Loans applied for in cases of Purchase of Estates (Section 6, Act, 1885), to 30th September, 1896, " in October, 1896,	2,892 —	749,742 —	2,892	749,742
Loans applied for (Section 40, Act, 1896), to 30th Sept., 1896, " in October, 1896,	234 41	64,289 11,179	275	75,468
Total number of Loans applied for to 31st October, 1896,	—	—	23,346	7,103,345
Less applications refused to 31st October, 1896, " " in cases of Purchase of Estates (Section 5, Act, 1885), to 31st October, 1896, " " (Section 40, Act, 1896) to 31st October, 1896,	806 959 —	345,300 271,120 —	1,765	616,420
Loans sanctioned to 30th September, 1896, " in October, 1896,	16,153 415	4,893,335 170,919	21,601	5,468,915
Loans sanctioned in cases of Purchase of Estates (Section 5, Act, 1885), to 30th Sept., 1896, " in October, 1896,	1,955 —	510,306 —	16,550	8,084,254
" (Section 40, Act, 1896), to 30th Sept., 1896, " in October, 1896,	234 41	64,289 11,179	275	75,468
Total number of Loans sanctioned to 31st October, 1896,	—	—	18,180	5,850,028
Less applications remitted by Order of Court to 31st October, 1896, " in cases of Purchase of Estates (Section 6, 1885), to 31st October, 1896, " (Section 40, 1896), to 31st October, 1896,	140 132 —	63,182 62,849 —	272	105,831
Loans issued to 30th September, 1896, " in October, 1896,	12,912 67	3,282,459 28,839	18,508	5,844,197
" in cases of Purchase of Estates (Section 5, Act, 1885), to 30th September, 1896, " in October, 1896,	1,749 —	445,201 —	12,279	3,811,348
" (Section 40, Act, 1896), to 30th Sept., 1896, " in October, 1896,	234 41	64,289 11,179	1,749	445,201
" in cases under the Redemption of Rent Act, to 30th Sept., 1896, " in October, 1896,	78 1	75,069 3,000	275	75,468
" pursuant to sec. 45 of the Land Law (Ireland) Act, 1896, to 30th Sept., 1896, " in October, 1896,	4 —	15,782 —	78	75,069
			4	15,782
			14,385	4,425,868

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 30th Sept., 1898, in Oct., 1898,	1,363	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 30th September, 1898,	163
	17	Number received in October, 1898,	—
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 30th September, 1898,	1,171
		Number of cases in which time had expired for receiving consents in month of October, 1898,	1
Total,	1,363	Total,	1,363
		Number of cases in which applications have been received but where time for judgment of consent has not expired,	30

* Applications treated as Fair Rent cases are also included in Fair Rent Table (a) page 3.

CIVIL BILL COURTS.

MONTH OF OCTOBER, 1898.

Summary of Proceedings under "The Land Law Acts," as notified to the Irish Land Commission, up to the 31st day of October, 1898.

I.—FAIR RENT.

(a.) In Court.

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 30th September, 1898,	31,594	Rents fixed to 30th Sept., 1898, " in month of October, 1898,	17,205
Applications received in month of October, 1898,	55	"	10
		Applications dismissed or struck out to 30th Sept., 1898, " in month of October, 1898,	3,390
		"	1
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 30th September, 1898,	4,327	Applications withdrawn* to 30th September, 1898, " in month of October, 1898,	494
Applications received in month of October, 1898,	2	"	—
		Applications transferred to Irish Land Commission Court to 30th Sept., 1898, " in month of October, 1898,	11,730
Applications to fix Fair Rents in Civil Bill Courts under sec. 6 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 30th Sept., 1898,	2,498	"	21
Applications received in month of October, 1898,	5	"	—
		Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately worked and occupied by them under "Land Law (Ireland) Act, 1896," to 30th September, 1898,	11,751
Applications received in month of October, 1898,	94	" transferred to the Irish Land Commission to the 30th Sept., 1898,	35
		" in month of October, 1898,	—
		"	35
Total,	—	Total disposed of,	34,186
	28,977		

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 30th September, 1898,		Bents fixed to 30th Sept., 1898,	956	
		" in month of Oct., 1898,	827	
Applications received in month of October, 1898,	4,907	Applications dismissed or struck out to 30th Sept., 1898,	73	933
		" in month of October, 1898,	—	
	182	Applications withdrawn* to 30th Sept., 1898,	66	73
		" in month of October, 1898,	—	
		Applications transferred to Irish Land Commission, to 30th Sept., 1898,	2,712	66
		" in month of October, 1898,	39	2,751
Total,	5,089	Total disposed of,	—	3,873

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred where applications for leave to withdraw are made, that a case has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 30th September, 1898,		T,392
Do,	do,	—
Total,		T,392

SECOND STATUTORY TERM.

Agreements out of Court, in Form No. 45, fixing a Fair Rent for a Second Statutory Term, received to 30th September, 1898,		52
Do,	do,	—
Total,		52

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g. Sale of Tenancies and Redemption of Holdings, &c.): Applications received to 30th September, 1898,	610	Number disposed of to 30th September, 1898,	334	
Applications received in month of October, 1898,	1	" in month of Oct., 1898,	—	334
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 33) received to 30th September, 1898,	611	Transferred to Irish Land Commission Courts to 30th Sept., 1898,	37	
Applications received in month of October, 1898,	3	Transferred in month of Oct., 1898,	—	37
Total,	614	Total disposed of,	—	373

* The first action of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of leases, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE
1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2).—
FORM 30.

Number of Applications received to 23rd February, 1898,*	6	Leases or Grants declared void to 30th Sept., 1898,	—		
		" in month of Oct., 1898,	—	—	
		Applications dismissed or struck out to 30th Sept., 1898,	6	—	
		" in month of Oct., 1898,	—	6	
		Applications withdrawn or compromised to 30th Sept., 1898,	—	—	
		" in month of Oct., 1898,	—	—	
Applications transferred to Irish Land Commission Court to 30th Sept., 1898,		—	—	—	
" in month of Oct., 1898,		—	—	—	
Total,	6	Total disposed of,	—	6	

* The date fixed in the Act for lodging an Application of this kind expired on the 23rd February, 1898.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING
UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 38.

Number of Applications received to 30th September, 1898, " in month of October, 1898,	22	Applications granted to 30th Sept., 1898,	3		
		" in month of Oct., 1898,	—	3	
		Applications dismissed or struck out to 30th Sept., 1898,	4	—	
		" in month of Oct., 1898,	—	4	
		Applications withdrawn to 30th Sept., 1898,	1	—	
		" in month of Oct., 1898,	—	1	
Applications transferred to Irish Land Commission Court to 30th Sept., 1898,		—	3	—	
" in month of Oct., 1898,		—	—	3	
Total,	22	Total disposed of,	—	11	

Irish Land Commission,
9th December, 1898.

JOHN H. FRANKS.